

REMARKS

This application has been carefully reviewed in light of the Office Action dated December 23, 2004. Claims 1 to 11 are in the application, of which Claim 1 is the sole independent claim. Reconsideration and further examination are respectfully requested.

Applicants thank the Examiner for his indication of allowable subject matter. In response to the formal objections lodged against the application, the following actions have been taken.

A new abstract has been provided, which removes words like "comprise" and which complies with new USPTO requirements for length.

Paragraph [0051] on page 16 has been rewritten so as to correct the typographical error in referring to top electrode 155. With regard to the assertion that there are no descriptions of layer 160 in Figures 8, 10 and 14, and layer 158 in Figure 7, Applicants respectfully respond that paragraph [0051] clearly describes layer 160 as a "top support layer", and paragraph [0068] clearly describes layer 158 as "top electrodes". Accordingly, no further revisions are seen necessary for the specification.

Finally, Claim 1 has been amended so as to improve antecedence.

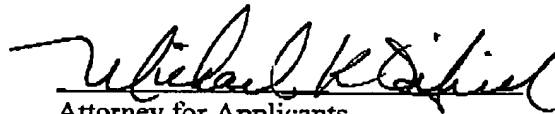
Applicants agree to cancellation of Claim 12, which is made without prejudice or disclaimer of subject matter, although Applicants disagree with the procedure by which cancellation was made. Specifically, since Claim 12 was subject to a restriction

requirement and was non-elected with traverse, it was the prerogative of the Applicants to cancel Claim 12, and not that of the Examiner.

No other matters being raised, it is believed that the entire application is fully in condition for allowance, and such action is courteously solicited.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants  
Michael K. O'Neill  
Registration No.: 32,622

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-2200  
Facsimile: (212) 218-2200

CA\_MAIN 80566v1